

07-17-2003

Form PTO-1594

(Rev. 10/02)

OMB No. 0651-0027 (exp. 6/30/2005)

Tab settings ⇨ ⇨ ⇨ ▼



102498971 ▼

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

7-14-03

Suntrust Bank

- ☐ Individual(s) ☒ Association
☐ General Partnership ☐ Limited Partnership
☐ Corporation-State
☐ Other _____

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☐ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☒ Other **Release of Security Interest**

Execution Date: **June 13, 2003**

2. Name and address of receiving party(ies)

Name: **Vicorp Restaurants, Inc.**

Internal

Address: _____

Street Address: **400 West 48th Avenue**City: **Denver** State: **Colorado** Zip: **80216**

- ☐ Individual(s) citizenship _____
☐ Association _____
☐ General Partnership _____
☐ Limited Partnership _____
☒ Corporation-State **Colorado**
☐ Other _____

If assignee is not domiciled in the United States, a domestic representative designation is attached: ☐ Yes ☐ No
 (Designations must be a separate document from assignment)
 Additional name(s) & address(es) attached? ☐ Yes ☐ No

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

See attached

B. Trademark Registration No.(s)

See attachedAdditional number(s) attached ☒ Yes ☐ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: **Alston & Bird LLP**Internal Address: **Jay E. Sloman**Street Address: **1201 West Peachtree Street**City: **Atlanta** State: **GA** Zip: **30309**6. Total number of applications and registrations involved: **41**7. Total fee (37 CFR 3.41).....\$ **1040.00**

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Deposit account number: _____

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Jay E. Sloman

Name of Person Signing

Signature

Date

July 8, 2003Total number of pages including cover sheet, attachments, and document: **8**

07/16/2003 DBYRNE 00000192 696150

01 FC:8521
02 FC:852240.00
1000.00

documents to be recorded with required cover sheet information to:
 Commissioner of Patent & Trademarks, Box Assignments
 Washington, D.C. 20231

TRADEMARK
REEL: 002778 FRAME: 0610

TRADEMARK REGISTRATIONS

<u>REGISTRATION NO.</u>
696150
768280
1070440
1118490
1118489
1196497
1197458
1307977
1394236
1394423
1394428
1403328
1517633
1682297
1783034
1862094
1883771
1889030
1890316
1899370
1930867
1942036
1959090
1979914
1979154
2002503

2014488
2042561
2100736
2213980
2228259
2233721
2237698
2239993
2317331

TRADEMARK PENDING APPLICATIONS

<u>APPLICATION NO.</u>
75/299950
76/004738
76/025950
76/085069
76/085068
76/085070

RELEASE OF TRADEMARK SECURITY INTEREST

THIS RELEASE is made on this 13 day of June, 2003, by SUNTRUST BANK, a banking association having an office at 303 Peachtree Street, 25th Floor, Atlanta, Georgia 30308 as administrative agent ("Administrative Agent") for itself and other lending institutions.

WHEREAS, VICORP RESTAURANTS, INC., a Colorado corporation having its principal place of business at 400 West 48th Avenue, Denver, Colorado 80216 ("Company"), in a Trademark Collateral Security and Pledge Agreement dated May 14, 2001 (the "Trademark Security Agreement"), granted to Administrative Agent a continuing security interest in and first priority lien on the Pledged Trademarks (as defined in the Trademark Security Agreement) including without limitation the trademark registrations and applications set forth on Schedule A to the Trademark Security Agreement which are also set forth on Schedule A attached hereto and made a part hereof; and

WHEREAS, the Administrative Agent has agreed to release its rights as a secured party under said Trademark Security Agreement in and to the Pledged Trademarks, including without limitation the trademark registrations and applications set forth on Schedule A attached hereto and made a part hereof;

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, receipt of which is hereby acknowledged, the Administrative Agent hereby releases its continuing security interest in and first priority lien on the Pledged Trademarks, including without limitation the trademark registrations and applications set forth on Schedule A attached hereto and made a part hereof, releases all other rights it may have under the Trademark Security Agreement, and cancels such Trademark Security Agreement.

IN WITNESS WHEREOF, the Administrative Agent has caused this Release to be duly executed as of the date first written above.

SUNTRUST BANK,
as Administrative Agent

By: Samuel M. Jantto
Title: Vice President

TRADEMARK REGISTRATIONS

<u>MARK</u>	<u>REGISTRATION NO.</u>	<u>REGISTRATION DATE</u>
UNITED STATES		
Little Jack Horner	696150	04/12/1960
Village Inn (Stylized)	768280	04/14/1964
Village Inn	1070440	07/26/1977
Village Inn and Design	1118490	05/15/1979
Village Inn Pancake House	1118489	05/15/1979
Village Inn Pizza 'N Pasta and Design	1196497	05/25/1982
Village Inn (Stylized)	1197458	06/08/1982
Bucky	1307977	12/04/1984
Bakers Square	1394236	05/20/1986
Bakers Square	1394423	05/20/1986
Bakers Square and Design	1394428	05/20/1986
Bakers Square and Design	1403328	07/29/1986
Breakfast Like You Like It. Any Time You Want.	1517633	12/20/1988
The Breakfast Experts	1682297	04/07/1992
Angel's and Design	1783034	07/20/1993
Nobody Goes Further for Fresh	1862094	11/08/1994
All-World Double Cheeseburger	1883771	03/11/1995
An American Diner and Proud Of It	1889030	04/11/1995
Good Food and Good Feelings	1890316	04/18/1995
Angel's Diner	1899370	06/13/1995
Angel's	1930867	10/31/1995
Candy Cane Pie	1942036	12/19/1995
It's Gotta Have That Spin, Or It's Not Village Inn	1959090	02/27/1996
Good Food... Good Feelings	1979914	06/11/1996
Angel's Diner – Best American Diner and Design	1979154	06/11/1996
Bakers Square Restaurant & Pies and Design	2002503	09/24/1996

Baker's Cut	2014488	11/05/1996
Scrambled Sensations	2042561	03/11/1997
Sweet Returns	2100736	09/30/1997
Bakers Square Best Pie In America and Design	2213980	12/29/1998
Bakers Dome	2228259	03/02/1999
Skillet Wraps	2233721	03/23/1999
Great Food. Unbelievable Pie.	2237698	04/06/1999
Best Pie In America	2239993	04/13/1999
J. Horner's	2317331	02/08/2000
NEBRASKA (USA)		
Bakers Square		10/19/1984
CANADA		
Bakers Square	442737	05/12/1995
KOREA		
Village Inn	40068	01/08/1998
MEXICO		
Angel's Diner	481833	12/07/1994

TRADEMARK PENDING APPLICATIONS

<u>MARK</u>	<u>APPLICATION NO.</u>	<u>APPLICATION DATE</u>
UNITED STATES		
J. Horner's Legendary Pies & Desserts and Design	75/299950	05/29/1997
J. Horner's Legendary Pies Desserts and Design	76/004738	03/15/2000
The Skillet Experts	76/025950	04/14/2000
Bakers Square Pies and Design	76/085069	07/07/2000
Bakers Square Pies and Design	76/085068	07/07/2000
Bakers Square Pies and Design	76/085070	07/07/2000
EUROPEAN UNION (COMMUNITY TRADEMARK – CTM)		
Bakers Square logo	218099	04/01/1996

Commissioner of Patents & Trademarks

Aiston & Bird LLP
Atlanta Business Account

CHECK NO: 488888
CHECK AMT: \$1,040.00

REF. #	INV. #	DATE	INV. AMT	INVOICE DESCRIPTION	AMOUNT PAID
	001833/259882	07-02-2003	1,040.00	Recordation of Release of Security Interest	1,040.00

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CHECK DATE
07/02/03

Atlanta Business Account
Bank of America, N.A.
Atlanta, DeKalb County, GA

AISTON & BIRD LLP

One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309-3424
FILE # 58-0197615

CHECK NO. 488888

06-127-8

511

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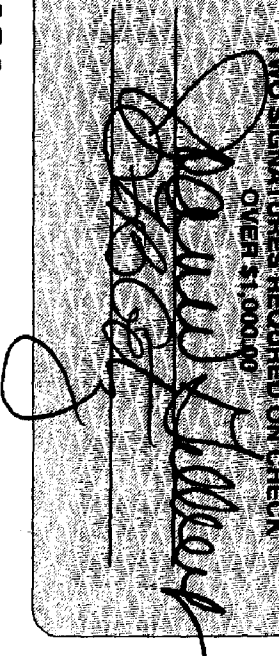
\$1,040.00

ONE THOUSAND FORTY AND 00/100

PAY
TO THE
ORDER OF

Commissioner of Patents & Trademarks
Box Assignments

TWO SIGNATURES REQUIRED ON CHECK
OVER \$1,000.00



"188888" :061112788: 000101158203"

TRADEMARK

REEL: 002778 FRAME: 0618

RECORDED: 07/14/2003